



Oct 13, 2021

Appletree Realty Holdings, LLC  
333 Ludlow St Fl 8  
Stamford, CT 06902

Subject: Contract Modification - LNY00533 - New FAR Clause for Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors

Dear GSA Lease Holder,

GSA appreciates the hard work and dedication of our contractors. The health and safety of GSA employees, contractors and their families is our top priority. In order to ensure the health and safety of the federal workforce and contractor community, the President signed [Executive Order 14042, Ensuring Adequate COVID Safety Protocols for Federal Contractors](#). The requirements in the Executive Order are being implemented via a FAR deviation. The clause in the FAR deviation will be incorporated into GSA contracts via a bilateral modification.

If you hold a GSA contract for services, construction, or a leasehold interest in property that exceeds the simplified acquisition threshold (SAT), the contract modification is **mandatory** and your acceptance is required in order to ensure compliance with E.O. 14042.

If you hold a contract at or below the SAT or a contract only for products, GSA strongly encourages you to accept the modification.

For IDIQ contracts that exceed the SAT to be eligible to receive new orders resulting from a request for quote, contract modifications must be finalized by **November 14, 2021**. You will not be eligible for any new order after that date, until your contract has been modified.

For Federal Supply Schedule contracts, except for contracts only for products, to be able to receive new orders, modifications must be finalized by **November 14, 2021**. No

new orders may be placed until the modification has been finalized. Note, restrictions (e.g., removal from GSA Advantage!, eBay) may be placed on your Schedule contract if a signed modification is not finalized before **November 14, 2021**.

For all contracts above the SAT, except for products only, GSA does not have authority to exercise options, extend, or renew your contract until the modification has been finalized.

Please return your signed contract modification as soon as possible and no later than **November 14, 2021**.

For lessors that exceed the SAT, please return your signed lease contract modification as soon as possible and no later than **November 14, 2021**.

If you have any questions, please call the National Customer Service Center at 1-866-727-8363 (Staffed 8 am-4 pm CST with voicemail available for after hours)

Thank you

PBS Office of Leasing

GENERAL SERVICES ADMINISTRATION PUBLIC BUILDINGS SERVICE  LEASE AMENDMENT	Lease Amendment No. EOX TO LEASE NO. LNY00533
ADDRESS OF PREMISES APPLETREE BUSINESS PARK 2875 Union Rd CHEEKTOWAGA, NY 14227	PDN Number: NA

**THIS AMENDMENT** is made and entered into between **Appletree Realty Holdings, LLC**

whose address is: 333 Ludlow St Fl 8  
Stamford, CT  
06902

hereinafter called the Lessor, and the **UNITED STATES OF AMERICA**, hereinafter called the Government:

**WHEREAS**, the parties hereto desire to amend the above Lease to add FAR Clause 52.223-99.

NOW THEREFORE, these parties for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, covenant and agree that the said Lease is amended, effective October 15, 2021 as follows:

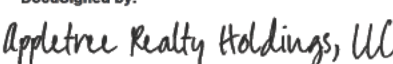
The following FAR Clause 52.223-99, ENSURING ADEQUATE COVID-19 SAFETY PROTOCOLS FOR FEDERAL CONTRACTORS (OCT 2021) (DEVIATION), is hereby incorporated into the Lease:

52.223-99 ENSURING ADEQUATE COVID-19 SAFETY PROTOCOLS FOR FEDERAL CONTRACTORS (OCT 2021) (DEVIATION)

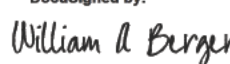
This Lease Amendment contains 2 pages.

All other terms and conditions of the lease shall remain in force and effect.  
IN WITNESS WHEREOF, the parties subscribed their names as of the below date.

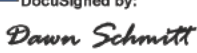
**FOR THE LESSOR:**

DocuSigned by:  
  
61412F3EB1944F0...  
Name: Tina Coppins  
Title: Authorized Agent  
Entity: Appletree Realty Holdings, LLC  
Date: 11/29/2021

**FOR THE GOVERNMENT:**

DocuSigned by:  
  
1B7C8AEEDDB74D8...  
Name: William A Berger  
Title: Lease Contracting Officer  
General Services Administration, Public Buildings Service  
Date: 11/29/2021

**WITNESSED FOR THE LESSOR BY:**

DocuSigned by:  
  
4B3BF5B4DE2741B...  
Name: Dawn Schmitt  
Title: Tenant Relations Specialist  
Date: 11/29/2021

(a) *Definition.* As used in this clause -

*United States or its outlying areas* means—

- (1) The fifty States;
- (2) The District of Columbia;
- (3) The commonwealths of Puerto Rico and the Northern Mariana Islands;
- (4) The territories of American Samoa, Guam, and the United States Virgin Islands; and
- (5) The minor outlying islands of Baker Island, Howland Island, Jarvis Island, Johnston Atoll, Kingman Reef, Midway Islands, Navassa Island, Palmyra Atoll, and Wake Atoll.

(b) *Authority.* This clause implements Executive Order 14042, Ensuring Adequate COVID Safety Protocols for Federal Contractors, dated September 9, 2021 (published in the Federal Register on September 14, 2021, 86 FR 50985).

(c) *Compliance.* The Contractor shall comply with all guidance, including guidance conveyed through Frequently Asked Questions, as amended during the performance of this contract, for contractor or subcontractor workplace locations published by the Safer Federal Workforce Task Force (Task Force Guidance) at <https://www.saferfederalworkforce.gov/contractors/>.

(d) *Subcontracts.* The Contractor shall include the substance of this clause, including this paragraph (d), in subcontracts at any tier that exceed the simplified acquisition threshold, as defined in Federal Acquisition Regulation 2.101 on the date of subcontract award, and are for services, including construction, performed in whole or in part within the United States or its outlying areas.

(End of clause)

INITIALS:  <sup>DS</sup>  
LESSOR &  <sup>DS</sup>  
GOVT

**Certificate Of Completion**

Envelope Id: D93B7DEA3C38417C8106F1B31C9AE121

Status: Completed

Subject: LNY00533

Source Envelope:

Document Pages: 4

Signatures: 3

Certificate Pages: 5

Initials: 2

AutoNav: Enabled

Envelope Stamping: Disabled

Time Zone: (UTC-08:00) Pacific Time (US &amp; Canada)

Envelope Originator:

General Services Administration

1800F F St NW

Washington DC, DC 20405

nikki.luzader@gsa.gov

IP Address: (b)(6)

**Record Tracking**

Status: Original

10/14/2021 7:08:21 AM

Holder: General Services Administration

nikki.luzader@gsa.gov

Location: DocuSign

Security Appliance Status: Connected

Pool: FedRamp

Storage Appliance Status: Connected

Pool: Covid Mandate App

Location: DocuSign

**Signer Events**

Appletree Realty Holdings, LLC

(b)(6)@amcap.com

Security Level: Email, Account Authentication  
(None)**Signature**

DocuSigned by:

Appletree Realty Holdings, LLC  
81412F3EB1944F0...

Signature Adoption: Pre-selected Style

Using IP Address: (b)(6)

**Timestamp**

Sent: 10/14/2021 7:08:22 AM

Resent: 10/28/2021 8:10:20 AM

Viewed: 11/29/2021 7:08:33 AM

Signed: 11/29/2021 7:10:03 AM

**Electronic Record and Signature Disclosure:**

Accepted: 11/29/2021 7:08:33 AM

ID: 660930d7-1e5a-4994-8367-adad6142d05a

William A Berger

eo14042questionszone1@gsa.gov

Security Level: Email, Account Authentication  
(None)

DocuSigned by:

William A Berger  
1B7C8AEEDDB74D8...

Signature Adoption: Pre-selected Style

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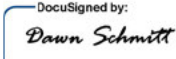
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**Electronic Record and Signature Disclosure:**

Accepted: 11/29/2021 8:11:10 AM

ID: 85e32031-313b-4388-acf9-d4ff7e492796

**In Person Signer Events****Signature****Timestamp****Editor Delivery Events****Status****Timestamp****Agent Delivery Events****Status****Timestamp****Intermediary Delivery Events****Status****Timestamp****Certified Delivery Events****Status****Timestamp****Carbon Copy Events****Status****Timestamp****Witness Events****Signature****Timestamp**

Witness Events	Signature	Timestamp
Dawn Schmitt (b)(6)@amcap.com Tenant Relations Specialist 2875 Union Road Cheektowaga, NY 14227 Witness for Appletree Realty Holdings, LLC (b)(6)@amcap.com) Security Level: <b>Electronic Record and Signature Disclosure:</b> Accepted: 11/29/2021 7:46:19 AM ID: 4f0917c6-84af-44fa-a655-b56adcee67a3	DocuSigned by:  4B3BF5B4DE2741B...  Signature Adoption: Pre-selected Style Using IP Address: (b)(6)	Sent: 11/29/2021 7:10:05 AM Viewed: 11/29/2021 7:46:19 AM Signed: 11/29/2021 7:48:35 AM

Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	10/14/2021 7:08:22 AM
Certified Delivered	Security Checked	11/29/2021 8:11:10 AM
Signing Complete	Security Checked	11/29/2021 8:11:37 AM
Completed	Security Checked	11/29/2021 8:11:37 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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### **Withdrawing your consent**

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

### **Consequences of changing your mind**

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

### **All notices and disclosures will be sent to you electronically**

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

### **How to contact Covide Mandate App:**

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: [sherres.ford@gsa.gov](mailto:sherres.ford@gsa.gov)

### **To advise Covide Mandate App of your new email address**

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at [sherres.ford@gsa.gov](mailto:sherres.ford@gsa.gov) and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to [sherres.ford@gsa.gov](mailto:sherres.ford@gsa.gov) and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

### **To withdraw your consent with Covide Mandate App**

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:



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- ii. send us an email to [sherres.ford@gsa.gov](mailto:sherres.ford@gsa.gov) and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

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To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

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